

UNITED STATES DISTRICT COURT FOR
THE DISTRICT OF NEBRASKA

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|---------------------------|---|-----------------------|
| UNITED STATES OF AMERICA, |) | |
| |) | |
| Plaintiff, |) | 8:09CR70 |
| |) | |
| vs. |) | FINAL ORDER OF |
| |) | FORFEITURE |
| |) | |
| STEPHEN VINCIK, |) | |
| |) | |
| Defendant. |) | |

NOW ON THIS 24th day of September, 2009, this matter comes on before the Court upon the United States' Motion for Final Order of Forfeiture. The Court reviews the record in this case and, being duly advised in the premises, find as follows:

1. On July 21, 2009, the Court entered a Preliminary Order of Forfeiture pursuant to the provisions of Title 18, United States Code, Sections 2252 and 2253, based upon the Defendant's plea of guilty to Counts I and II of the Indictment filed herein. By way of said Preliminary Order of Forfeiture, the Defendant's interest in an HP Pavilion 735n desktop computer and a Western Digital Caviar hard drive, and digital files and file remnants containing or depicting child pornography or visual depictions of minors in sexually explicit conduct, as defined in 18 U.S.C. § 2256, was forfeited to the United States.

2. Notice of Criminal Forfeiture was posted on an official Government internet site (www.forfeiture.gov) for at least thirty consecutive days, beginning on July 23, 2009, as required by Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or Maritime and Asset Forfeiture Claims. A Declaration of Publication was filed herein on September 24, 2009 (Filing No. 23).

3. The Court has been advised by the United States no Petitions have been filed. From a review of the Court file, the Court finds no Petitions have been filed.

4. The Plaintiff's Motion for Final Order of Forfeiture should be sustained.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

A. The Plaintiff's Motion for Final Order of Forfeiture is hereby sustained.

B. All right, title and interest in and to the HP Pavilion 735n desktop computer and a Western Digital Caviar hard drive, and digital files and file remnants containing or depicting child pornography or visual depictions of minors in sexually explicit conduct, as defined in 18 U.S.C. § 2256, held by any person or entity, is hereby forever barred and foreclosed.

C. The HP Pavilion 735n desktop computer and a Western Digital Caviar hard drive, and digital files and file remnants containing or depicting child pornography or visual depictions of minors in sexually explicit conduct, as defined in 18 U.S.C. § 2256, be, and the same hereby is, forfeited to the United States of America.

D. The United States Immigration and Customs Enforcement directed to dispose of said property in accordance with law.

DATED this 24th day of September, 2009.

BY THE COURT:

s/ Joseph F. Bataillon

JOSEPH F. BATAILLON, CHIEF JUDGE
United States District Court